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*Attorneys for Defendant, Locke Lord LLP*

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re:

DESERT CAPITAL REIT, INC.,

Debtor.

DAVID M. BAGLEY, in his capacity as  
Trustee of DCR Liquidating Trust,

Plaintiff,

v.

LOCKE LORD LLP,

Defendant.

Case No.: 11-16624-LBR  
Chapter 11 (Involuntary)

Adversary Proceeding No. 13-01084-LBR

Date: N/A  
Time: N/A

STIPULATION OF DISMISSAL WITH PREJUDICE

David M. Bagley, in his capacity as Trustee of the DCR Liquidating Trust ("Trustee"), and Defendant Locke Lord LLP ("Locke") respectfully notify the Court that the parties have settled this litigation, and the parties stipulate that the above-captioned litigation be and hereby is dismissed with prejudice as to all of Trustee's claims that were made or could have been made against Locke and each of its present and past share holders, employees, and attorneys. Notwithstanding the foregoing, this Stipulation shall not bar any claims by Trustee against Bryan L. Goolsby asserted solely in Goolsby's capacity as a director of Desert Capital REIT, Inc. for

1 acts or omissions on or before September 10, 2007, to the extent that such claims would  
2 otherwise be viable. Each party shall bear his or its own court costs, attorneys' fees, and  
3 expenses associated with this litigation.

4 Attached hereto as Exhibit A is a form of order to be submitted to the Court.

5  
6 Dated this 17<sup>th</sup> day of March, 2014.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2014.

7  
8 **LIONEL SAWYER & COLLINS**

**SIDHU LAW FIRM**

9 By: /s/ Rodney M. Jean  
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13 *Attorneys for Defendant, Locke Lord LLP*

*Attorneys for Plaintiff, David M. Bagley,  
14 in his capacity as Trustee of DCR Liquidating Trust*

## **EXHIBIT 1**

**LIONEL SAWYER & COLLINS**

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Date: N/A  
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**ORDER APPROVING STIPULATION OF DISMISSAL WITH PREJUDICE**

Defendant Locke Lord LLP ("Locke") filed a Stipulation of Dismissal with Prejudice to which Locke and David M. Bagley, in his capacity as Trustee of DCR Liquidating Trust (the "Trustee"), are parties. The Trustee and Locke respectfully notify the Court that the parties have

1 settled this litigation, and the parties stipulate that the above-captioned litigation be and hereby is  
2 dismissed with prejudice as to all of the Trustee's claims that were made or could have been  
3 made against Locke and each of its present and past share holders, employees, and attorneys.  
4 Notwithstanding the foregoing, the Stipulation shall not bar any claims by the Trustee against  
5 Bryan L. Goolsby asserted solely in Goolsby's capacity as a director of Desert Capital REIT, Inc.  
6 for acts or omissions on or before September 10, 2007, to the extent that such claims would  
7 otherwise be viable. The Stipulation provides that each party shall bear his or its own court  
8 costs, attorneys' fees, and expenses associated with this litigation.  
9

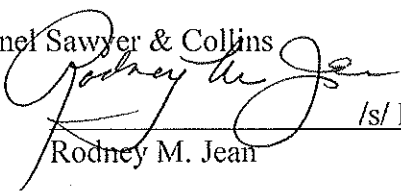
10 The Court has considered the Stipulation and finds that the relief requested therein is  
11 appropriate under the circumstances.

12 Now therefore, good cause appearing:

13 It is hereby ordered that the Stipulation is approved.

14 Respectfully submitted by:

15 Lionel Sawyer & Collins

16   
17 By: /s/ Rodney M. Jean  
18 Rodney M. Jean

19 Attorneys for Locke Lord LLP

20 Approved by:

21 Sidhu Law Firm

22  
23 By: /s/ Ambrish S. Sidhu  
24 Ambrish S. Sidhu

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